

# Yippie Leader Rubin 'Bugged,' Justice

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In addition to his other varied activities, Yippie leader Jerry Rubin has stumbled into a Government bug.

The Justice Department yesterday told the Fourth Circuit Court of Appeals, where Rubin is appealing a conviction arising from the Pentagon peace march last year, that conversations in which Rubin took part were overheard "by means of electronic surveillance . . . directed

against others in the interests of national security."

This meant that the Government had tapped a phone or bugged a room belonging to some unnamed person to whom Rubin talked. It was the fourth time this year that the Government has volunteered that eavesdropping had picked up the name or conversation of someone not the target of the investigation.

The Government sent tapes of the conversations to the Court in an effort to show they had no relation to the

Pentagon acts and should not be allowed to reverse the conviction. The case was argued in Richmond yesterday and taken under advisement.

Rubin, dressed in a Santa Claus costume, stood outside the House Un-American Activities Committee room yesterday distributing copies of the Justice Department memorandum to the court. He called its contents "frightening."

HUAC had subpoenaed Rubin to testify at its inquiry into whether subversion was involved in the demonstra-

tions at the Democratic Convention in Chicago. Because Rubin has been indicted in Chicago on charges of inciting mob action, the Committee had scheduled Rubin's testimony for closed session. Rubin said he would talk only in open session.

Yesterday the Committee cancelled the subpoena because of the indictment but agreed to hear Rubin as a voluntary witness in open session if he would change his clothes. Rubin refused.

The slight, wild-haired

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leader of the Yippies has given various reasons for dressing as Santa during the week of hearings. After learning about the bug he said: "The fact that Big Brother has arrived is a threat to our children. How better dramatize it than wearing a Santa Claus suit?"

So ended for this year at least, HUAC's hearings on the trouble at Chicago. Acting Chairman Richard Ichord (D-Mo.) said more hearings may be held next year when he hopes his unit's name will be

changed to the House Committee on Internal Security.

Ichord said the hearings showed that "Communists and revolutionaries" participated in planning the demonstrations and that they "collaborated" with North Vietnam. One witness, Tom Hayden, said he had gone to Paris to write an article on the peace talks last summer and told North Vietnamese delegates of demonstrations planned for Chicago.

Hayden and other organizers of the demonstrations tes-

tified that they wanted no violence in Chicago, but Ichord said "violence follows these gentlemen as night follows day."

Ichord said he believed Chicago was a story of overreaction by all involved — demonstrators, police, press and television and the staff report to the President's commission on violence that called the trouble a "police riot." Ichord called the report, which was released on the eve of his hearings, very readable but a "poor and inept" job of fact-finding.